



**APPROVED**  
**January 25, 2016**

**MINUTES**  
**of the Special Joint Meeting of the**  
**Monterey Regional Water Pollution Control Agency and**  
**Monterey Peninsula Water Management District**  
**Board of Directors**  
**January 14, 2016**

**1. CALL TO ORDER**

The Special Joint Meeting of the Board of Directors of the Monterey Regional Water Pollution Control Agency and Monterey Peninsula Water Management District was Called to Order by Chair De La Rosa at 1:01 pm, on Monday, January 14, 2016 in the Board Room at 5 Harris Court, Building D, Monterey, California

**2. ROLL CALL**

Following the roll call, Chair De La Rosa called for a moment of silence in memory of Rich Smith who passed away on December 27, 2015.

**MRWPCA BOARD MEMBERS PRESENT:**

Gloria De La Rosa, Chair	Salinas
Rudy Fischer, Vice Chair	Pacific Grove
Linda Grier	Boronda County Sanitation District
Ron Stefani	Castroville Community Services District
Dennis Allion	Del Rey Oaks
Thomas P. Moore [left at 2:45 pm]	Marina Coast Water District
Libby Downey	Monterey
Tom Razzeca	Moss Landing County Sanitation District
Dave Pendergrass	Sand City
Ralph Rubio	Seaside
Vacant – Ex-Officio	United States Army

**MRWPCA BOARD MEMBERS ABSENT:**

John M. Phillips	County of Monterey
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**MRWPCA STAFF PRESENT:**

Paul Sciuto	General Manager
Stephen Hogg	Assistant General Manager

**Minutes**  
***MRWPCA Special Joint Board Meeting***  
***January 14, 2016***  
***Page 2***

Tori Hannah	Chief Financial Officer
Bob Holden	Principal Engineer
Rob Wellington	Legal Counsel
Mike McCullough	Gov. Affairs Administrator
Chayito Ibarra	Executive Assistant

**MPWMD DIRECTORS PRESENT:**

Jeanne Byrne, Chair	Division 4
Robert S. Brower, Sr., Vice Chair	Division 5
Brenda Lewis	Division 1
Andrew Clarke	Division 2
Molly Evans	Division 3
David Pendergrass	Mayoral Representative

**MPWMD DIRECTORS ABSENT:**

David Potter	Monterey County Board of Supervisors Representative
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**MPWMD STAFF PRESENT:**

David J. Stoldt	General Manager
David Laredo	District Counsel
Arlene Tavani	Board Clerk

**OTHERS PRESENT:**

Keith Vandermaaten – Marina Coast Water District  
Rebecca Lee – Public Member

**3. PUBLIC COMMENTS ON CLOSED SESSION ITEMS**

No public comments were received.

**4. ADJOURN TO CLOSED SESSION**

Chair De La Rosa recessed the Open Session at 1:05 pm, and commenced Closed Session at 1:06 pm

A. Conference with Legal Counsel – Existing Litigation  
*Pursuant to Government Code 54956.9 (a)*

1. Application of California American Water to CPUC (No.12-04-019) – Monterey Peninsula Water Supply Project

Minutes

**MRWPCA Special Joint Board Meeting**

**January 14, 2016**

**Page 3**

**5. 2:00 P.M. RECONVENE OPEN SESSION**

Chair De La Rosa adjourned the Closed Session at 2:52 pm, and reconvened Open Session at 2:53 pm

**6. ANNOUNCEMENTS FROM CLOSED SESSION**

MPWMD Counsel Laredo reported that in the Closed Session the MRWPCA and MPWMD Board of Directors, pursuant to an executed joint defense agreement, on the listed agenda Item of 4-A (Application of California American Water to CPUC (No. 12-04-019) Monterey Peninsula Water Supply Project), the Boards received information about matters related to the CPUC proceeding, gave general direction to staff and legal counsel, and no reportable action was taken.

**7. PLEDGE OF ALLEGIANCE**

Chair De La Rosa led the pledge of allegiance.

**8. PUBLIC COMMENTS**

Chair De La Rosa called for public comments.

Rebecca Lee, spoke in favor of the increased use of pervious surface paving materials. She suggested that a new rebate program be funded for every City in the Monterey Peninsula that will cover the cost difference between impervious and pervious surface materials in normal repairs and replacements.

**9. ACTION ITEMS**

**A. Provide Direction to Staff on Pure Water Monterey Purchase Agreement and Cost Issues**

MPWMD General Manager Stoldt stated that the Water Purchase agreement was presented to the Boards for approval, subject to the following edits. Correct the description of conveyances in (a) Section 7. Obligation to Pay Design and Construction Costs, sentence 2, should be edited as shown in bold, italicized text: "Title to the structures, improvements, fixtures, machinery, equipment, ***and materials, and pipeline capacity rights....***" and also (b) Exhibit B, Description of Project, the section titled Product Water Facilities, should be amended as shown in the bold, italicized text: "new pipelines, ***pipeline capacity rights***, booster pump station(s) appurtenant facilities....."

Chair De La Rosa asked for questions from the Board, hearing none she asked for public comments. There were no public comments received.

Mr. Rubio made a motion to approve the staff recommendation, including the amendments to Section 7 and Exhibit B.

**ACTION TAKEN:** It was moved by Member Rubio, seconded by Member Downey, to approve form of the Water Purchase Agreement for Pure Water Monterey project, subject to amendments to Section 7 and Exhibit B, and direct submittal to the California Public Utilities Commission and carried by the following roll call vote:

**Ayes:** De La Rosa, Fischer, Grier, Stefani, Allion, Downey, Pendergrass, Rubio

**Noes:** None

**Absent:** Moore, Phillips

**10. BOARD MEMBER COMMENTS/REPORTS**

No Board Comments/Reports

**11. ADJOURNMENT**

At 3:00 p.m. with no further business, Chair De La Rosa adjourned the meeting to the next regularly scheduled Board Meeting to be held in the Board Room at 5 Harris Court, Building D, in Monterey, California on Monday, January 25, 2016 at 6:00 p.m.



Paul A. Sciuto, General Manager  
Secretary to the Board



Gloria De La Rosa, Chair  
MRWPCA Board of Directors